

REMARKS

Claims 25-27, 41-43, 47-52 and 57-66 are pending in this application. By this Amendment, Applicants have canceled claims 25-27, 41-43, 47-52 and 57-59, 62 without prejudice or disclaimer, amended claims 63 and 65, and added new claims 67 and 68. Reconsideration of the above identified application in view of the foregoing amendments and the following remarks is respectfully requested.

Rejections Under 35 U.S.C. § 102(e):

Claims 25-27, 41-43, 47-52 and 57-62 were rejected under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent No. 6,408,174 to Steijer. Applicants have canceled claims 25-27, 41-43, 47-52 and 57-62 without prejudice or disclaimer. Accordingly, Applicants respectfully request that the foregoing rejections be withdrawn.

Rejections Under 35 U.S.C. § 103:

Claims 63-66 were rejected under 35 U.S.C. § 103 as being unpatentable over Steijer in view of U.S. Patent No. 5,915,214 to Reece. Claims 63 and 65 are independent.

One feature of Applicants' invention, as defined by amended claims 63 (directed to a radio communication apparatus) and 65 (directed to a method for a radio communication apparatus), is to store a communication charge calculated for a first carrier, wherein the communication charge is based on the time until the first carrier is switched to a second carrier after communication is started in the first carrier. In accordance with one embodiment of the present invention, it thus is possible to notify a user of the radio communication apparatus of the communication charge for the first carrier.

Steijer discloses that a mobile switching center (MSC) 22 provides tariff information to a device 10 (col. 3, lines. 54-58).

Reece discloses that individual mobile communication devices 14 receive data containing information on the per minute rate (col. 6, lines 21-27).

Steijer and Reece, however, fail to teach or suggest the feature of the claimed invention, which stores a communication charge calculated for a first carrier, wherein the communication charge is based on the time until the first carrier is switched to a second carrier after communication is started in the first carrier.

Accordingly, Applicants respectfully submit that claims 63 and 65 are not obvious over Steijer in view of Reece.

Dependent Claims:

Applicants do not believe it necessary at this time to address the rejections of the dependent claims as Applicants believe that the foregoing places the independent claims in condition for allowance. Applicants, however, reserve the right to address those rejections in the future should such a response be deemed necessary and appropriate.

New Claims:

Applicants have added new claims 67 and 68, which are “program product” counterparts of the pending claims. Accordingly, Applicants respectfully submit that new claims 67 and 68 are allowable for at least the same reasons set forth above in urging the allowance of the other pending claims.

For the above-stated reasons, this application is respectfully asserted to be in condition for allowance, and an early and favorable examination on the merits is respectfully requested.

AUTHORIZATION

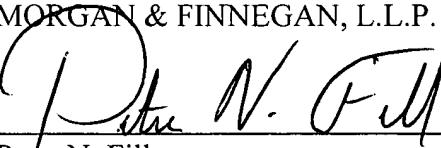
The Commissioner is hereby authorized to charge any additional fees which may be required by this response, or credit any overpayment to Deposit Account No. 13-4500, Order No. 1232-4604. A DUPLICATE COPY OF THIS PAPER IS ATTACHED.

In the event that an extension of time is required, or which may be required in addition to that requested in a petition for an extension of time, the Commissioner is requested to grant a petition for that extension of time which is required to make this response timely and is hereby authorized to charge any fee for such an extension of time or credit any overpayment for an extension of time to Deposit Account No. 13-4500, Order No. 1232-4604. A DUPLICATE COPY OF THIS PAPER IS ATTACHED.

Respectfully submitted,
MORGAN & FINNEGAN, L.L.P.

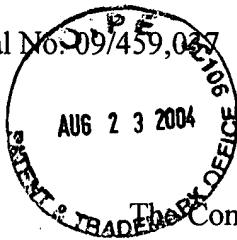
Dated: August 19, 2004

By:


Peter N. Fill
Registration No. 38,876

Correspondence Address:

MORGAN & FINNEGAN, L.L.P.
3 World Financial Center
New York, NY 10281-2101
(212) 415-8700 Telephone
(212) 415-8701 Facsimile



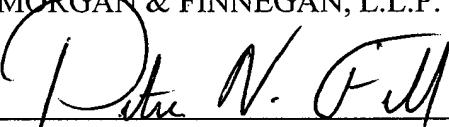
AUTHORIZATION

The Commissioner is hereby authorized to charge any additional fees which may be required by this response, or credit any overpayment to Deposit Account No. 13-4500, Order No. 1232-4604. A DUPLICATE COPY OF THIS PAPER IS ATTACHED.

In the event that an extension of time is required, or which may be required in addition to that requested in a petition for an extension of time, the Commissioner is requested to grant a petition for that extension of time which is required to make this response timely and is hereby authorized to charge any fee for such an extension of time or credit any overpayment for an extension of time to Deposit Account No. 13-4500, Order No. 1232-4604. A DUPLICATE COPY OF THIS PAPER IS ATTACHED.

Respectfully submitted,
MORGAN & FINNEGAN, L.L.P.

By:


Peter N. Fill
Registration No. 38,876

Dated: August 19, 2004

RECEIVED

AUG 27 2004

Technology Center 2600

Correspondence Address:

MORGAN & FINNEGAN, L.L.P.
3 World Financial Center
New York, NY 10281-2101
(212) 415-8700 Telephone
(212) 415-8701 Facsimile